

REMARKS

Claims 1, 3-9, and 11-16 are pending in the present application.

At the outset, Applicants wish to thank Examiner Elhilo for the helpful and courteous discussion with their undersigned representative on October 4, 2005. During this discussion, several amendments and arguments were discussed to overcome the outstanding rejections. The content of this discussion is reflected in the amendments and remarks set forth herein. Reconsideration of the outstanding rejections is respectfully requested in view of the amendments and remarks set forth herein.

The rejections of: (a) Claims 1-10 under 35 U.S.C. §102(b) over Charle et al; (b) Claims 1-4 under 35 U.S.C. §102(b) over Carboni et al; and (c) Claims 1-3 and 9-10 under 35 U.S.C. §102(b) over Leduc et al, are obviated by amendment.

These grounds of rejection are based on (i) the breadth of original Claim 1 and, (ii) the Examiner's position that Charle et al, Carboni et al, and Leduc et al each disclose a compound of formula (1). Specifically, in each of the compounds disclosed in the aforementioned references the moiety defined in B is an aromatic radical of formula (B-6) and is further defined by the following:

Charle et al = the compound falls within the definition of (DS-5) where all of R210-213 are hydrogen and A is a substituted phenyl radical or where the compound falls within the definition of (B-6) with all R114 are a hydrogen thus w is equal to zero;

Carboni et al = the compound falls within the definition of (B-6) with w equal to 1 and R114 is a 2-Methyl-2H-benzotriazole group; and

Leduc et al = the compound falls within the definition of (B-6) with w equal to 1 and R114 is a trimethylsilanylpropoxy group.

In the amendments herein, Applicants have amended the claims to sufficiently define (B-6) and (DS-5) so that the prior art does not read upon these groups. Specifically, the definition of (B-6), which now appears in Claim 1 has been amended to define "w" as "1 to 4" and substitutents at R114 and R115 have been modified to remove the terms "hetero-ring group," "alkoxy group," and "amino group."

In view of the foregoing, Applicants request withdrawal of this ground of rejection.

The rejections of Claim 10 under 35 U.S.C. §112, second paragraph, and under 35 U.S.C. §101, are obviated by amendment.

Claim 10 has been canceled in the amendments presented herein above. As such, Applicants request that these grounds of rejection be withdrawn.

Accordingly, Applicants submit that the present application is now in condition for allowance. Early notification of such action is earnestly solicited.

Respectfully submitted,

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